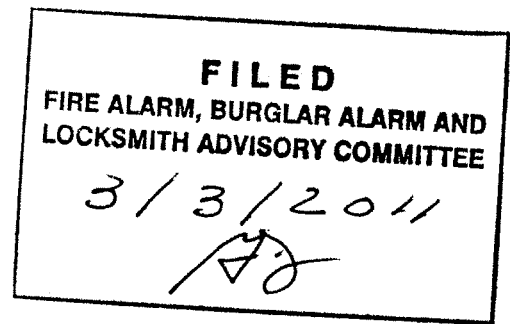


PAULA T. DOW  
ATTORNEY GENERAL OF NEW JERSEY  
Division of Law  
124 Halsey Street - 5<sup>th</sup> Floor  
P.O. Box 45029  
Newark, New Jersey 07101  
Attorney for the New Jersey  
Fire Alarm, Burglar Alarm &  
Locksmith Advisory Committee



By: Joseph Donofrio  
Deputy Attorney General  
Tel. (973) 648-3453

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
FIRE ALARM, BURGLAR ALARM & LOCKSMITH  
ADVISORY COMMITTEE

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IN THE MATTER OF THE LICENSE OF

David W. Halinski  
License No. 34LS00054500

TO ENGAGE IN THE LOCKSMITHING  
BUSINESS IN THE STATE OF  
NEW JERSEY

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: Administrative Action  
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: ORDER OF SUMMARY  
: SUSPENSION  
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This matter was opened to the New Jersey State Fire Alarm, Burglar Alarm & Locksmith Advisory Committee ("the Committee") upon receipt of information revealing the following:

1. Respondent, David W. Halinski, is the holder of License No. 34LS00054500 and was licensed to engage in the locksmith business in the State of New Jersey from December 14, 2005 until August 31, 2010 after which time respondent permitted his license to lapse.

2. On or about January 3, 2009, respondent was arrested by

the Spotswood Police Department and charged with Robbery by Force, pursuant to N.J.S.A. 2C:15-1(a)(1), and Shoplifting, pursuant to N.J.S.A. 2C:20-11.

3. On or about May 29, 2009, respondent was convicted in Middlesex County Superior Court of Shoplifting (N.J.S.A. 2C:20-11).

4. On February 19, 2009, the Committee sent a letter to respondent, via regular and certified mail, requesting that he provide information related to the arrest and charges (i.e. whether an indictment or other charging document was issued, whether a trial date was set). The Committee received a signed receipt indicating respondent received the certified mailing. The regular mailing was not returned. Respondent failed to provide the requested information.

5. On January 12, 2010, respondent was arrested by the Newark Police Department and charged with Possession of Controlled Dangerous Substance or Analog, pursuant to N.J.S.A. 2C:35-10(a).

6. On or about April 12, 2010, respondent was convicted in Newark Municipal Court of Prowling in Public Places with Purpose of Obtaining or Selling Controlled Substances (N.J.S.A. 2C:33-2.1(b)). Respondent was sentenced to 45 days suspended confinement.

7. On May 26, 2010, the Committee sent a letter to respondent, via regular and certified mail, requesting his appearance for an investigative inquiry before the Committee on June 15, 2010. The purpose of the inquiry was to answer questions

concerning the January 3, 2009 arrest and the January 12, 2010 arrest. The letter was sent to respondent, via regular and certified mail, to his address of record. Both the certified mail, and the regular mail, were returned to the Committee indicating "Return to Sender, Not Deliverable as Addressed, Unable to Forward." Respondent failed to appear for the investigative inquiry.

8. Respondent failed to submit his triennial renewal before his locksmith license expired on August 31, 2010 resulting in a lapsed license status. As a result, respondent's license to engage in the locksmith business became automatically suspended without a hearing, pursuant to N.J.S.A. 45:1-7.1(b), for failing to renew his license within thirty (30) days following the expiration date.

ACCORDINGLY, IT IS on this 26<sup>th</sup> day of FEBRUARY 2011,  
ORDERED THAT:

1. Respondent's license to engage in the locksmith business, in the State of New Jersey, was suspended by operation of N.J.S.A. 45:1-7.1, without a hearing, as of September 30, 2010, and such suspension shall continue.

2. Prior to the Committee entertaining any petition for reinstatement of his license to engage in the locksmith business, respondent shall be required to appear before the Committee to discuss the arrests and convictions outlined above, his failure to respond to investigative demands, and to demonstrate his fitness to

resume practice. Further, respondent shall satisfy any requirements for reinstatement of lapsed licensees, pursuant to N.J.S.A. 45:1-7.1(b). Any practice in this State prior to said appearance shall constitute grounds for the charge of unlicensed practice. In addition, the Committee reserves the right to take disciplinary action against respondent's license based on proof of the convictions, facts underlying the arrests, and failure to respond to investigative demands, all as outlined above, and to place restrictions on respondent's practice.

NEW JERSEY FIRE ALARM, BURGLAR ALARM  
AND LOCKSMITH ADVISORY COMMITTEE

By: 

Charles Okun  
Committee Chairman